

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
) CASE NO. MJ22-441
Plaintiff,)
)
v.)
) DETENTION ORDER
MATTHEW R. SCHLEY,)
)
Defendant.)
_____)

Offenses charged:

1. Possession of Controlled Substances with Intent to Distribute

Date of Detention Hearing: September 15, 2022.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. §3142(f) and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has been charged with a drug offense, the maximum penalty of which is in excess of ten years. There is therefore a rebuttable presumption against defendant as to both dangerousness and flight risk, under 18 U.S.C. § 3142(e). The government alleges that Defendant was arrested after he was spotted in a “NO TRESPASS” area with 127.5 grams of methamphetamine, 11.3 grams of heroin, 94 suspected fentanyl pills, and half a gram of suspected crack cocaine. Defendant also had multiple knives, multiple cell phones, and a few hundred dollars in cash on his person.

2. Defendant poses a risk of flight based on 18 prior failures to appear, an extensive history of substance abuse, and a lack of stable residence. Defendant is a danger to the community based on a pattern of substance abuse and of similar crimes involving weapons and/or drug possession. Defendant is currently detained in connection with case number 2:19-CR-00247 and does not contest detention at this time.

3. There does not appear to be any condition or combination of conditions that will reasonably assure the defendant’s appearance at future Court hearings while addressing the danger to other persons or the community.

It is therefore ORDERED:

1. Defendant shall be detained pending trial, and committed to the custody of the Attorney General for confinement in a correction facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal;
2. Defendant shall be afforded reasonable opportunity for private consultation with counsel;
3. On order of the United States or on request of an attorney for the Government, the person

01 in charge of the corrections facility in which defendant is confined shall deliver the
02 defendant to a United States Marshal for the purpose of an appearance in connection with a
03 court proceeding; and

- 04 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel for
05 the defendant, to the United States Marshal, and to the United State Probation Services
06 Officer.

07 DATED this 16th day of September, 2022.

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09 S. KATE VAUGHAN
10 United States Magistrate Judge
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